

MEMORANDUM

DATE: June 7, 2021

TO: Thais Howard, PE, Director of Engineering

FROM: John Wolfe, Chief Executive Officer

**SUBJECT: DECLARATION OF EMERGENCY
EMERGENCY REPAIR DUE TO T-46 ELECTRICAL EQUIPMENT FAILURE**

Description:

On Thursday, June 3, 2021, the 26KV South Service Switchgear failed causing a power outage to the south gate, the south gate restrooms, sewer lift stations, crane maintenance shop, marine ops bldg., reefer racks, and most of the terminal yard lights. This is the third failure of this switchgear in 10 years. Full testing of this switchgear and cabling is recommended due to the frequency of failures. A contractor is needed to test and determine the root cause of the failure. Once completed, engineering will determine a path forward to repair work and/or a long-term solution. In addition to the need for rental generators and providing a temporary power solution, a consultant is needed to assess the failed equipment and determine what the root cause of the failure may have been. Once a cause is determined, staff will determine the path for suitable repairs and/or replacement for a long-term solution. The construction of the long-term solution is not authorized under this emergency declaration.

Currently, no existing tenant's operations are materially impacted by this power failure. Two tenant leases will begin within the next month. PMA will begin their training operations and PCMC will start the off-dock yard operations.

Justification:

As described, this meets RCW 39.04.280 definition of emergency for purposes of exemption from competitive procurement processes as this is an unforeseen circumstance beyond the control of the Alliance that presents a real, immediate threat to the proper performance of essential functions.

Therefore, in accordance with the NWSA policies (Master Policy, Section 8.j) and applicable law (RCW §§ 39.04.020 and 39.04.280), and as authorized by the NWSA Chief Executive Officer's signature below, an emergency is hereby declared, and staff is authorized to proceed with immediate work relative to the above-described conditions, including issuing contracts without full competitive bidding requirements as necessary to respond to the emergency in accordance with RCWs 39.04.020, 39.04.280 and 53.19.030. The declaration of emergency will be published on the Alliance's website and in a newspaper of general circulation published in the county in which such work is to be done within seven calendar days following commencement of the work or execution of the contract, whichever occurs first. This Declaration is herewith filed with the Managing Members.

Dated this 7th day of June 2021



John Wolfe
Chief Executive Officer

cc: NWSA Managing Members